7-16-04

IFW AF 1617

DOCKET NO.: BMS-2027 PATENT IN THE UNITED STATES PATENT AND TRADEMARK OFFICE In re Application of: Confirmation No.: 5136 Shuang Liu, et al. Application No.: 09/899,629 Group Art Unit: 1617 Filing Date: July 5, 2001 Examiner: S. Sharareh For: STABLE RADIOPHARMACEUTICAL COMPOSITIONS AND METHODS FOR PREPARATION THEREOF EXPRESS MAIL LABEL NO: EL 999288973 US **DATE OF DEPOSIT: July 15, 2004** MS Amendment MS AF **Commissioner for Patents** P.O. Box 1450 Alexandria, VA 22313-1450 Sir: REPLY TRANSMITTAL LETTER A Preliminary Amendment. A Reply Responsive to the Office Action Dated April 15, 2004. A Reply Supplemental to the Paper filed A Substitute Specification (pages 1 -) in clean form. A substitute specification (pages 1 -) with markings. An Abstract is enclosed. replacement sheets of drawings are enclosed comprising figures Request is hereby made to accept black and white photograph(s) in this case, as they are the only practicable medium for illustrating the claimed invention. One (1) set of black and white photographs comprising figure(s) is submitted herewith. Petition is hereby made to accept drawing(s)/photograph(s) in this case.

DOCKET NO.: BMS-2027 PATENT Three (3) sets of color drawing(s)/photograph(s) and black and white photocopy that accurately depicts to the extent possible, the subject matter shown in the color drawing(s)/photograph(s), are enclosed, comprising figures An amendment to the first paragraph in that portion of the Brief Description of the Drawings is also enclosed herewith advising that the patent contains at least one drawing/photograph in color. A Certified Copy of each of the following applications: is enclosed. An Associate Power of Attorney is enclosed. Information Disclosure Statement. Attached Form 1449. A copy of each reference as listed on the attached Form PTO-1449 is enclosed herewith. A Terminal Disclaimer is attached. Appendices as follows: Other No Additional Fee is Due. Applicant(s) has previously claimed small entity status under 37 CFR § 1.27. Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR § 1.27 as This application is no longer entitled to small entity status. It is requested that this be noted in the files of the U.S. Patent and Trademark Office.

DOCKET NO.: BMS-2027 PATENT

			SMALL ENTITY		NOT SMALL ENTITY		
	REMAINING AFTER AMENDMENT	HIGHEST PAID FOR	EXTRA	RATE	FEE	RATE	FEE
TOTAL CLAIMS	92	92 (20 MINIMUM)	0	\$9 EACH	\$	\$18 EACH	\$0
INDEP. CLAIMS	4	4 (3 MINIMUM)	0	\$43 EACH	\$	\$86 EACH	\$0
FIRST PRESENTATION OF MULTIPLE DEPENDENT				\$145	\$	\$290	\$0
ONE MONTH EXTENSION OF TIME			\$55	\$	\$110	\$0	
☐ TWO MONTH EXTENSION OF TIME			\$210	\$	\$420	\$0	
☐ THREE MONTH EXTENSION OF TIME			\$475	\$	\$950	\$0	
FOUR MONTH EXTENSION OF TIME			\$740	\$	\$1480	\$0	
FIVE MONTH EXTENSION OF TIME				\$1005	\$	\$2010	\$0
LESS ANY EXTENSION FEE ALREADY PAID				minus	(\$)	minus	(\$0)
☐ TERMINAL DISCLAIMER				\$55	\$	\$110	\$0
OTHER	FEE OR SURCHA	RGE AS FOLLO	OWS:				
TOTAL FEE DUE				\$		\$0	

A check in the amount of \$\) .00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account 23-3050.
Please charge Deposit Account No. 23-3050 in the amount of00. This sheet is attached in duplicate.
Petition is hereby made under 37 CFR § 1.136(a) (fees: 37 CFR § 1.17(a)(1)-(4)) to extend the time for response to the Office Action of to and through comprising an extension of the shortened statutory period of month(s).

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The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account 23-3050. This sheet is provided in duplicate.

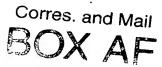
Date: July 15, 2004

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DOCKET NO.: BMS-2027 Application No.: 09/899,629 Office Action Dated: April 15, 2004 PATENT REPLY FILED UNDER EXPEDITED PROCEDURE PURSUANT TO 37 CFR § 1.116

JUL 15 2004 PER TRADEMARK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Confirmation No.: 5136

Shuang Liu, et al.

Application No.: 09/899,629

Group Art Unit: 1617

Filing Date: July 5, 2001

Examiner: S. Sharareh

For: STABLE RADIOPHARMACEUTICAL COMPOSITIONS AND METHODS

FOR PREPARATION THEREOF

EXPRESS MAIL LABEL NO: EL 999288973 US

DATE OF DEPOSIT: July 15, 2004

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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Sir:

REPLY PURSUANT TO 37 CFR § 1.116

In re	sponse to the Official Action dated April 15, 2004,	reconsideration is			
respectfully	requested in view of the amendments and/or remark	cs as indicated below:			
\boxtimes	Amendments to the Specification begin on page 2 of this paper.				
	Amendments to the Claims are reflected in the begins on page 3 of this paper.	ne listing of the claims which			
	Amendments to the Drawings begin on page an attached replacement sheet.	of this paper and include			

Remarks begin on page 24 of this paper.

DOCKET NO.: BMS-2027 **Application No.:** 09/899,629 **Office Action Dated:** April 15, 2004 PATENT REPLY FILED UNDER EXPEDITED PROCEDURE PURSUANT TO 37 CFR § 1.116

Amendments to the Specification:

After the title, please insert the following:

CROSS REFERENCE TO RELATED APPLICATION

This application claims the benefit under 35 U.S.C. § 119(e) to U.S. Provisional Application No. 60/216,396, filed July 6, 2000, the complete disclosure of which is hereby incorporated by reference in its entirety.